



11-05-02

## PATENT APPLICATION

CPA //  
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11/05/02

IN THE U.S. PATENT AND TRADEMARK OFFICE  
Express Mail Label No.: EV 151 286 322 US  
Attorney Docket No.: Pharmacia Case 6207.N CN1  
November 4, 2002

Box CPA  
Assistant Commissioner for Patents  
Washington, DC 20231

Sir:

This is a request for filing a continued prosecution [X] continuation [] divisional application under 37 CFR 1.53(d) of pending prior application:

Serial No. : 09/532 396 Filing Date: March 22, 2000

Inventors : Youmin WANG and Walter MOROZOWICH

Title : PHARMACEUTICAL EMULSIONS FOR RETROVIRAL PROTEASE INHIBITORS

Group : 1617 Examiner: Bahar

[] This application is filed by fewer than all the inventors named in the prior application. **DELETE** the following inventor(s) named in the prior non-provisional application: \_\_\_\_\_.

**Note:** A CPA may only be filed in a utility or a plant application if the prior non-provisional application was filed before May 29, 2000. A CPA may be filed in a design application regardless of the filing date of the prior application. A continuation-in-part application cannot be filed as a CPA under 37 CFR 1.53(d), but must be filed under 37 CFR 1.53(b).

Please direct correspondence to the address associated with the following customer number:



26303

FLYNN, THIEL, BOUTELL & TANIS, P.C.  
(PHARMACIA)

The above-identified prior application, in which no payment of the issue fee or abandonment or termination of proceedings has occurred, is hereby expressly abandoned as of the filing date of this new application. Please use the file wrapper and all of the contents of the prior application file wrapper, including the specification, drawings, and oath or declaration, as the basic papers for the new  
11/06/2002 AWONDAF1 00000139 09532396

01 FC:1006 740.00 OP  
02 FC:1201 84.00 OP  
03 FC:1202 108.00 OP

application and assign this application the serial number of the prior application.

Enclosed are:

- Petition for Time Extension
- Preliminary Amendment Cancelling Claims (Please enter before calculating the filing fee.)
- Amendment Before First Office Action
- Letter to Examiner
- Cancel in this application Claims of the prior application before calculating the filing fee. (Retain at least one independent claim.)
- An amendment under 37 CFR 1.116 was submitted but not entered in the prior application. Please enter this amendment before calculating the filing fee.
- Information Disclosure Statement
- Small entity status is claimed. See 37 CFR 1.27.  
 Statement(s) re small entity is/are enclosed.
- Acknowledgment Postal Card

The filing fee  will be submitted later under 37 CFR 1.53(e)  
 is calculated as shown below, after entering any amendments which this transmittal indicates are to be entered prior to such calculation:

For	No. Filed	No. Extra	(X) LG Entity	RATE	() SM Entity	Fee
Basic Fee			\$740.00		\$370.00	\$740.00
Total Claims	(26 - 20 = 6)		x \$ 18.00		x \$ 9.00	108.00
Indep. Claims	( 4 - 3 = 1)		x \$ 84.00		x \$ 42.00	84.00
[ ] Multiple Dep. Claim			+ \$280.00		+ \$140.00	
<b>* * * TOTAL FILING FEE * * *</b>						<b>\$ 932.00</b>

- A Check for \$1,332.00 is enclosed to cover fees.
- Please charge my Deposit Account No. 06-1382 in the amount of \$ \_\_\_\_\_. A duplicate copy of this sheet is enclosed.
- The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or to credit

any overpayment to Deposit Account No. 06-1382. A duplicate copy of this sheet is enclosed.

- Any additional filing fees required under 37 CFR 1.16  
 Any application processing fees under 37 CFR 1.17  
 Priority is claimed under 35 USC 119 based on U.S. Application No. 60/127 026, filed March 31, 1999.  
 The certified copy has been filed in prior application Serial No. 09/532 396, filed March 22, 2000.

The undersigned is:  an attorney of record in the prior application  
 acting under 37 CFR 1.34.

Please direct all telephone calls to the undersigned at telephone number (269) 381-1156.

Respectfully submitted,

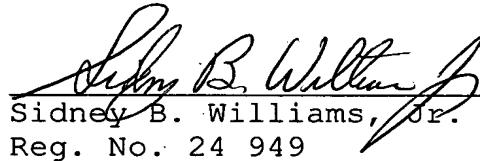
FLYNN, THIEL, BOUTELL & TANIS, P.C.

IN DUPLICATE

SBW/smd

Encl: Listed above

104.0207

  
\_\_\_\_\_  
Sidney B. Williams, Jr.  
Reg. No. 24 949

PATENT APPLICATION

"Express Mail" Mailing Label No.: EV 151 286 322 US

Date of Mailing: November 4, 2002

Applicants: Youmin WANG et al

Title: PHARMACEUTICAL EMULSIONS FOR  
RETROVIRAL PROTEASE INHIBITORS

Serial No.: 09/532 396

Confirmation No.: 8049

Filed: March 22, 2000

Atty Docket No.: Pharmacia Case 6207.N CN1

Box CPA  
Assistant Commissioner for Patents  
Washington DC 20231

**EXPRESS MAILING CERTIFICATE**

Sir:

I hereby certify that the attached paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington DC 20231.

FLYNN, THIEL, BOUTELL & TANIS, P.C.

By: Dina Shupper

Date: November 4, 2002

Documents attached: Rule 1.53(d) Continued Prosecution  
Application Transmittal  
dated November 4, 2002  
including enclosures listed thereon

Telephone: (269) 381-1156

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#17  
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PATENT APPLICATION

IN THE U.S. PATENT AND TRADEMARK OFFICE

(11/19/03) NOV - 7 2002  
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November 4, 2002

Applicants : Youmin WANG et al

For : PHARMACEUTICAL EMULSIONS FOR  
RETROVIRAL PROTEASE INHIBITORS

Serial No. : 09/532 396

Group: Unknown

Confirmation No.: 8049

Filed : March 22, 2000

Examiner: Unknown

Atty. Docket No.: Pharmacia Case 6207.N CN1

Box CPA

Assistant Commissioner for Patents  
Washington, DC 20231

**LETTER TO EXAMINER**

Sir:

This application is filed pursuant to the provisions of 37 CFR 1.53(d) and is being presented in order to allow Applicants to have entered amended claims that further distinguish them over the prior art cited by the Examiner. The claims were presented in the parent application after final rejection but were not entered.

Favorable consideration is respectfully solicited.

Respectfully submitted,

\_\_\_\_\_  
Sidney B. Williams, Jr.

SBW/smd

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Brian R. Tumm	Reg. No. 36 328
Tricia R. Cobb	Reg. No. 44 621

Encl: None

136.0112